

**UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT**

Form 7. Mediation Questionnaire

Instructions for this form: <https://www.ca9.uscourts.gov/forms/form07instructions.pdf>

9th Cir. Case Number(s)	23-35450
Case Name	USA v. Mike Moyle, Speaker of Idaho House of Representatives; et al.
Counsel submitting this form	Daniel W. Bower
Represented party/parties	The Speaker of Idaho House of Representatives

Briefly describe the dispute that gave rise to this lawsuit.

The United States initiated a lawsuit asserting that Idaho's abortion statute is preempted by federal law to the extent that it conflicts with the Emergency Medical Treatment and Labor Act. The district court granted the United States' motion for a preliminary injunction and subsequently denied the State of Idaho and the Idaho Legislature's motions to reconsider the preliminary injunction.

This is not the type of appeal that would benefit from mediation.

Briefly describe the result below and the main issues on appeal.

The issue on appeal is whether the district court erred in granting the United States' motion for preliminary injunction.

Describe any proceedings remaining below or any related proceedings in other tribunals.

The Idaho Legislature moved the district court to intervene as a matter of right and as provided for by Idaho statute, and that motion was denied. That decision regarding intervention is currently being appealed in the 9th Circuit.

Signature

Date

(use "s/[typed name]" to sign electronically-filed documents)